

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Chad King on 01 February 2010.

The application has been amended as follows:

In the claims:

In Claim 1, at line 1, delete --A computer readable storage medium-- and insert “A non-transitory computer readable storage medium”

Allowable Subject Matter

1. Claims 1-10 are allowed.
2. The following is an examiner's statement of reasons for allowance:
3. In amended claim(s) 1, the amendment adding the term "non-transitory" has been made in order to solve a 35 USC 101 issue in light of P. 12, lines 10 – 30 of the specification of the instant application. Thus, claim(s) 1-6 are allowable over USC 101, since amended claim recites, *inter alia*, "a non-transitory computer readable storage medium."
4. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. The cited art provides background and definitional information giving rise to the environment to which the current embodiment has been made.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to MELVIN H. POLLACK whose telephone number is (571)272-3887. The examiner can normally be reached on 8:00-4:30 M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Andrew Caldwell can be reached on (571) 272-3868. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/M. H. P./
Examiner, Art Unit 2445
31 January 2011

/Andrew Caldwell/
Supervisory Patent Examiner, Art Unit 2445